

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION

ARCHIE JAMES KNIGHT

PETITIONER

VS.

CIVIL ACTION NO. 5:12-cv-148 (DCB) (MTP)

STATE OF MISSISSIPPI and  
FRANK SHAW, Warden of the  
East Mississippi Correctional  
Facility

RESPONDENTS

ORDER

This cause is before the court on the petitioner Archie James Knight's "Motion to Appeal" (**docket entry 28**), which the Court construes as an appeal from Magistrate Judge Parker's Order of January 30, 2014, denying Knight's request for reconsideration of a previous Order denying discovery. The Court finds that the appeal was filed on July 14, 2014. Rule 72(a) of the Federal Rules of Civil Procedure provides a party fourteen (14) days to appeal a magistrate judge's order to a district judge. The "Motion to Appeal" is clearly untimely. Accordingly,

IT IS HEREBY ORDERED that the petitioner Archie James Knight's "Motion to Appeal" (**docket entry 28**), which the Court construes as an appeal from Magistrate Judge Parker's Order of January 30, 2014, is DENIED as untimely.

SO ORDERED, this the 20th day of August, 2014.

/s/ David Bramlette  
UNITED STATES DISTRICT JUDGE